



## DIVISION OF WATER RESOURCES MINING SECTION

### Public Participation Opportunities Request for Public Comments Draft Permit Actions

November 21, 2018

**Public Notice: M2018-19**

**Last Day to Comment: December 26, 2018**

The purpose of this notice is to advise the public of the following draft environmental permits and to solicit comments and information necessary to evaluate the potential impact of the proposed activities on human health and the environment. The draft permits are available on the Division's *Data Viewer* at the web address: [http://environment-online.tn.gov:8080/pls/enf\\_reports/f?p=9034:34001](http://environment-online.tn.gov:8080/pls/enf_reports/f?p=9034:34001).

The Division has made the determination that the following NPDES permit applications are complete as required by Rule 0400-40-03-.06(1)(c).

### Individual NPDES Permits

#### Coal Proposed Modification/Reissuances

Applicant	<b>Kopper Glo Mining, LLC</b>		
Facility	<b>Tackett Creek Surface Mine 1</b>		
Permit Number	<b>TN0079430</b>	Permit Writer Initials	<b>DAT</b>
		Discharge Rating	<b>Minor</b>
County	<b>Claiborne</b>	EFO Name	<b>Knoxville</b>
Street Address	1197 Rock Creek Ridge Road		
City and Zip Code	Clairfield 37715		
Description of Activity	Bituminous Coal Surface Mining		
Effluent Description	Treated wastewater and storm water		
Receiving Streams	Unnamed Tributary to Tackett Creek, Wet Weather Conveyance to Unnamed Tributaries to Tackett Creek and Tackett Creek		
Facility Location	Latitude	36.51194	Longitude -83.95444
Applicant	<b>National Coal, LLC</b>		
Facility	<b>Mine 7</b>		
Permit Number	<b>TN0076376</b>	Permit Writer Initials	<b>DAT</b>
		Discharge Rating	<b>Minor</b>
Counties	<b>Campbell and Scott</b>	EFO Name	<b>Knoxville</b>
Street Address	Elk Valley		
City and Zip Code	Pioneer 37847		
Description of Activity	Bituminous Coal Surface Mining		
Effluent Description	Mine Waste Water and Storm Water		
Receiving Streams	Lick Fork, Little Elk Creek and Capuchin Creek		
Facility Location	Latitude	36.50055	Longitude -83.27805

Applicant	<b>Sequatchie Valley Coal Corporation</b>				
Facility	<b>Main Area</b>				
Permit Number	<b>TN0079162</b>	Permit Writer Initials	<b>DAT</b>	Discharge Rating	<b>Minor</b>
County	<b>Sequatchie</b>			EFO Name	<b>Knoxville</b>
Street Address	443 SVC Road				
City and Zip Code	Dunlap 37327				
Description of Activity	Bituminous Coal Surface Mining				
Effluent Description	Treated wastewater and storm water				
Receiving Streams	Dry Creek, He Creek, Big He Creek, Little He Creek				
Facility Location	Latitude	35.51086	Longitude	-85.52527	

#### **Non-Coal Proposed Issuance**

Applicant	<b>Hawkeye Contracting Company, LLC</b>				
Facility	<b>Area No. 1</b>				
Permit Number	<b>TN0070351</b>	Permit Writer Initials	<b>LCK</b>	Discharge Rating	<b>Minor</b>
County	<b>Grainger</b>			EFO Name	<b>Knoxville</b>
Street Address	Helton Road				
City and Zip Code	Bean Station 37708				
Description of Activity	Limestone: Crushed and Broken Quarrying				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Unnamed tributary to Ray Creek				
Facility Location	Latitude	36.305066	Longitude	-83.397892	

#### **Non-Coal Proposed Modification**

Applicant	<b>Durcap Materials, LLC</b>				
Facility	<b>Goins Hollow Quarry</b>				
Permit Number	<b>TN0072613</b>	Permit Writer Initials	<b>DPL</b>	Discharge Rating	<b>Minor</b>
County	<b>Claiborne</b>			EFO Name	<b>Knoxville</b>
Street Address	4586 Highway 25 East				
City and Zip Code	Tazewell 37879				
Description of Activity	Limestone: Crushed and Broken Quarrying				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Unnamed tributary to Blairs Creek				
Facility Location	Latitude	36.5250	Longitude	-83.6158	

### Non-Coal Proposed Reissuance

Applicant	<b>Sumner County Highway Department</b>				
Facility	<b>Sumner County Highway Department Quarry</b>				
Permit Number	<b>TN0066664</b>	Permit Writer Initials	<b>GEK</b>	Discharge Rating	<b>Minor</b>
County	<b>Sumner</b>			EFO Name	<b>Nashville</b>
Street Address	555 Old Odoms Bend Road				
City and Zip Code	Gallatin 37066				
Description of Activity	Limestone: Crushed and Broken Quarrying				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Cumberland River				
Facility Location	Latitude	36.338341	Longitude	-86.411067	

### Non-Coal Proposed Revocation and Reissuance/Modifications

Applicant	<b>Claiborne Hauling, LLC</b>				
Facility	<b>Mine Road</b>				
Permit Number	<b>TN0069833</b>	Permit Writer Initials	<b>LCK</b>	Discharge Rating	<b>Minor</b>
County	<b>Knox</b>			EFO Name	<b>Knoxville</b>
Street Address	Mine Road				
City and Zip Code	Mascot 37806				
Description of Activity	Limestone: Crushed and Broken Quarrying				
Effluent Description	Treated wastewater and storm water				
Receiving Streams	Unnamed tributary to Flat Creek Unnamed tributary to the Holston River				
Facility Location	Latitude	36.06750	Longitude	-83.74120	

Applicant	<b>Pope Concrete Products, Inc. dba Jackson Sand, Inc.</b>				
Facility	<b>Mine 1</b>				
Permit Number	<b>TN0070777</b>	Permit Writer Initials	<b>DKC</b>	Discharge Rating	<b>Minor</b>
County	<b>Madison</b>			EFO Name	<b>Jackson</b>
Street Address	139 United Drive				
City and Zip Code	Jackson 38305				
Description of Activity	Construction Sand and Gravel Mining				
Effluent Description	Treated wastewater and storm water				
Receiving Stream	Unamed tributary to South Fork Forked Deer River				
Facility Location	Latitude	35.65787	Longitude	-88.88796	

**List of Permit Writers-Mining Section**

<b>DAT</b>	Dave Turner	865-594-5541	<a href="mailto:Dave.Turner@tn.gov">Dave.Turner@tn.gov</a>
<b>DKC</b>	Dennis Conger	865-594-5555	<a href="mailto:Dennis.Conger@tn.gov">Dennis.Conger@tn.gov</a>
<b>DPL</b>	Daniel Lawrence	865-594-5543	<a href="mailto:Daniel.Lawrence@tn.gov">Daniel.Lawrence@tn.gov</a>
<b>DRM</b>	Dan Murray	865-594-5549	<a href="mailto:Dan.Murray@tn.gov">Dan.Murray@tn.gov</a>
<b>GEK</b>	Geoff Klein	865-594-5527	<a href="mailto:Geoff.Klein@tn.gov">Geoff.Klein@tn.gov</a>
<b>LCK</b>	Logan Kennedy	865-594-5545	<a href="mailto:Logan.Kennedy@tn.gov">Logan.Kennedy@tn.gov</a>

**Environmental Field Offices**

Chattanooga Environmental Field Office  
1301 Riverfront Parkway Suite 206  
Chattanooga, TN 37402-2233  
(423) 634-5745 or 1-888-891-8332

Columbia Environmental Field Office  
1421 Hampshire Pike  
Columbia, TN 38401-5611  
(931) 380-3371 or 1-888-891-8332

Cookeville Environmental Field Office  
1221 South Willow Avenue  
Cookeville, TN 38506-4107  
(931) 520-6688 or 1-888-891-8332

Jackson Environmental Field Office  
1625 Hollywood Drive  
Jackson, TN 38305-4316  
(731) 512-1300 or 1-888-891-8332

Johnson City Environmental Field Office  
2305 Silverdale Road  
Johnson City, TN 37601-4322  
(423) 854-5400 or 1-888-891-8332

Knoxville Environmental Field Office  
3711 Middlebrook Pike  
Knoxville, TN 37921-6538  
(865) 594-6035 or 1-888-891-8332

Nashville Environmental Field Office  
711 R. S. Gass Boulevard  
Nashville, TN 37216-2637  
(615) 687-7000 or 1-888-891-8332

Memphis Environmental Field Office  
8383 Wolf Lake Drive  
Bartlett, TN 38133-4119  
(901) 371-3000 or 1-888-891-8332

**How to Comment**

The Tennessee Department of Environment and Conservation (TDEC) is requesting public comments on the permit actions. Obtaining a broad range of facts and opinions on Agency actions is one of the best ways to ensure quality decisions. Persons wishing to comment on the proposed actions may submit comments in writing to the Mining Section at the Knoxville Environmental Field Office, Attn: Public Notice Coordinator; by fax (865) 594-6105; or by e-mail [Dennis.Conger@tn.gov](mailto:Dennis.Conger@tn.gov). The Division must receive your comments before the close of the comment period (see page 1).

**How to Request a Public Hearing**

Interested persons may request in writing that the Director of the Division of Water Resources hold a public hearing on any application. The Division must receive your request before the close of the comment period. You must indicate the interest of the party filing it and the reasons for the hearing. When there is significant public interest for a hearing, the Division will hold a hearing in accordance with *Rule 0400-40-05-.06 (12)*. A separate public notice will announce the public hearing.

### **How the Department Will Proceed**

The Director of the Division of Water Resources will determine the final permit action after considering comments submitted during the comment period, the hearing record, if any, and the requirements of Federal and State acts and regulations.

### **To Obtain Permit Details**

Draft permits contain Antidegradation Determinations and Rationales that address information concerning the foundation for the Division's decisions. Copies of the applications, draft permits, and supporting documentation are in the permit files maintained at the Knoxville Environmental Field Office, Mining Section. There is a nominal fee for copying. The files are available for public inspection during normal visiting hours. Please email [Kara.Blevins@tn.gov](mailto:Kara.Blevins@tn.gov) or call (865) 594-5460 to schedule an appointment for the review.

### **State of Tennessee Antidegradation Policy**

Tennessee's Antidegradation Statement is in *Rule 0400-40-03-.06* of the Tennessee Department of Environment and Conservation. The primary purpose of the Antidegradation Policy is to establish a greater level of protection for high quality waters. Some high quality waters are in near-pristine condition. Others are determined to be high quality due to specialized uses and/or unique features.

Generally, there are two types of high quality waters. Outstanding National Resource Waters (ONRWs) receive the greatest level of protection. The Board of Water Quality, Oil and Gas designates these waters. New discharges or expansion of existing discharges cannot degrade existing water quality.

The Department identifies other high quality waters known as Exceptional Tennessee Waters (ETWs) and protects against their degradation. The Department may allow some degradation if the Department deems it economically and socially necessary.

Non-Exceptional Tennessee Waters refer to surface waters that do not have the identification and/or designation as high quality. These waters must achieve and maintain Tennessee's Water Quality Standards.

### **State of Tennessee Policy of Non-Discrimination**

Pursuant to the State of Tennessee's policy of non-discrimination, the Tennessee Department of Environment and Conservation does not discriminate on the basis of race, sex, religion, color, national or ethnic origin, age, disability, or military service in its policies, or in the admission or access to, or treatment or employment in its programs, services or activities. You may direct any Equal Employment Opportunity/Affirmative Action inquiries or complaints to the EEO/AA Coordinator, Office of General Counsel, William R. Snodgrass - TN Tower, 312 Rosa L. Parks Avenue, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Direct any Americans with Disabilities Act (ADA) inquiries or complaints to the ADA Coordinator, Human Resources Division, William R. Snodgrass - TN Tower, 312 Rosa L. Parks Avenue, 2<sup>nd</sup> Floor, Nashville, TN 37243-1102 or telephone 1-888-867-7455. Hearing impaired callers may use the Tennessee Relay Service (1-800-848-0298). If it is hard for you to read, speak, or understand English, TDEC may be able to provide translation or interpretation services free of charge. Please contact Saul Castillo at 615-532-0462 for more information.